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Cathy Pittman

Appl. No. : 10/672,056
Applicant : Rajeshwar Chhibber
Filed : September 25, 2003
TC/A.U. : N/A
Examiner : N/A

Confirmation No.

Docket No. : 2501082-991101
Customer : 26379
No.

Title: HIGH DYNAMIC RANGE OPTICAL INSPECTION SYSTEM AND METHOD

PETITION PURSUANT TO 37 CFR 1.181(f) and 1.53(e)(2)

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

03/04/2004 DTESEM1 00000030 10672056
01 FC:1460 130.00 0P

Sir:

In response to the Notice to File Corrected Application Papers mailed on December 22, 2003 in which the U.S. Patent Office indicated that Figures 23, 23A1 and 23A2 were omitted from the application, Applicant files this petition along with the petition fee of \$130 (under 37 CFR 1.17(h)) and contends that the above-noted omitted items were in fact deposited in the USPTO with the nonprovisional application papers and Applicant is entitled to the September 25, 2003 filing date with Figures 23, 23A1 and 23A2 included in the original filing.

The above-identified patent application claims priority from U.S. provisional patent application serial no. 60/414,511 filed on September 27, 2002. As set forth in the priority claim

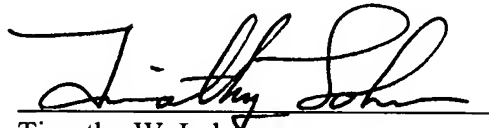
paragraph at the beginning of the specification, the provisional patent application was incorporated by reference into the specification of this patent application. Therefore, the specification and drawings of the provisional patent application form part of the patent application filing and the provisional patent application included the missing pages of diagrams (Figure 23, 23A1 and 23A2). Therefore, by virtue of the incorporation by reference of the provisional patent application that included Figures 23, 23A1 and 23A2, those drawing pages were submitted and deposited with the filing of this patent application and received by the USPTO. Therefore, this petition is grantable.

If this petition is granted acknowledging that the allegedly omitted item were deposited in the USPTO, Applicant submits herewith the missing pages of drawings (Figures 23, 23A1 and 23A2). In the event that the USPTO denies this petition, Applicant will not submit the missing pages of drawings and requests the original filing date (September 25, 2003) without the missing pages of drawings.

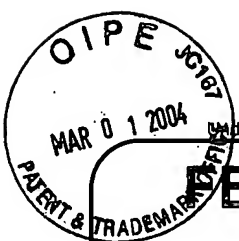
Any fee due for this Amendment may be charged to Deposit Account No. 07-1896.

Respectfully submitted,

Dated: February 23, 2004


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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Complete if Known

Application Number	10/672,056
Filing Date	September 25, 2003
First Named Inventor	Rajeshwar Chhibber
Examiner Name	Unknown
Art Unit	2877
Attorney Docket No.	2501082-991101

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 130.00

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit
Account
Number
Deposit
Account
Name

07-1896

Gray Cary Ware & Freidenrich LLP

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☐ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL(1)				(\$)	0.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims		Extra Claims		Fee from below		Fee Paid
Independent Claims		-20** =		X		
Multiple Dependent		-3** =		X		

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	86	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple dependent claim, if not paid	
1204	86	2204	43	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)				(\$)	0.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	130
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770				
		2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify)					
*Reduced by Basic Filing Fee Paid				SUBTOTAL (3)	(\$) 130.00

SUBMITTED BY

Name (Print/Type)

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35,255

(Complete if applicable)

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650-833-2055

Signature

Timothy W. Lohse

Date

February 23, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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